G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1908-9
(Genl ~~Courts~~ "")

File No ~~46-08~~ 113-08

P 24 E

Serial Nos. 1-2

Papers Filed.

Month October 1908

SUBJECT.

Sanctioning the proposal of the Deputy Comm. Mirpore District to sell by auction the timber belonging to Ahamed Ali & Md. Mukdam Atwas Manufacturers and authorising the Deputy Comm. to bid for the building up to the amount at which ~~it~~ it has been valued by the P.W.D.

PREVIOUS REFERENCES.	LATER REFERENCES.
Revs File 1 of 1907-2 (A & B Sections complete)	B. Jan 09, Sls 3 & 4. Sanctd G. 7. 78-14. B. 85/12

GPB—1,000—16-8-08

G.R.S. 11] 1908~~09~~.

GENERAL AND REVENUE SECRETARIAT.

(~~Calcutta~~ Fin.)

NOTES.

General File No. 46~~08~~.

FILE HEADING.

Insolvency Application of Ahmed ali and Mahomed Mukdum, Artware manufacturers in Mysore.

From

The Deputy Commissioner, Mysore District

No. 40 / LA 37. Dated 21/22-7-08. Received 24-7-08.

Diary No. 9248 | Enclos. ~~two~~. | Spare Copies. | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards copies of correspondence in the matter of the insolvency application filed before the District Judge of Mysore by Ahmed ali and Mahomed Mukdam, Artware, Manufacturers, Mysore, and recommends ~~that~~ that the Receiver may be permitted to sell the buildings in Mysore belonging to them and requests that sanction may be accorded to bid for the same on behalf of Govt. with a view to recover the Govt dues.

NOTES AND ORDERS.

Branch V may perhaps be asked to state what the exact amount of the advance still outstanding against the said insolvents is and when and under what circumstances

NOTES—First sheet.

GPB--30,000--20-3-06.

G. R. S. 12]
General and Revenue Secretariat.

C to File No. 46 of 1908-09.

Serial No.

H. mis. 57 of 08

The same was sanctioned by Govt. Submitted for orders.

dtd 25.7.08 SW

To Br V for note

SW 25-7-08

The exact amount of advances outstanding against Ahmed Ali can only be ascertained from the Officer in charge of Artware, Mysore. The monthly accounts of the Artware Dept received in this branch only show the outstandings during the particular months. The latest accounts received are those for the month of June. Fresh advances may have since been made or the old outstandings adjusted by the supply of artware. Accurate information can therefore be obtained only from the Artware Officer.

As regards the Govt loan & the circumstances under which it was given, the Rev. Branch may be consulted.

H. M. 28/7 To Branch II for note.

SW 28/7/08

for Dir 28/7 W

A loan of Rs 10000/- was granted to Mohomed Makhdum & Ahmed Ali as per G.O. No 7508-10 dt the 11th November 1894. The whole file is put up

Note—Contn sheet.

GPB—50 000—17-3-07

Serial No.

for reference as regards the circumstances under which it was granted.

From enquiry at the Comptroller's Office it is learnt that the Balance outstanding on the 30th June 1907 was as follows.

1 Towards Principal Rs 6408-14-5
2 - - interest 988-7-8.
Penal interest for default. 846-10-0.

8 2 44 x -1

Submitted

27/8

To Bremridge

12.8.87

(1) The building referred to in the paper under disposal, and the site on which it stands are hypothecated to Govt and are made security for the amount due from them. Submitted with a draft sanctioning the sale of the land.

(2) As regards the purchase of articles exposed as samples in the Bangalore Museum, Govt in their order No 5593-6- Mis 987 8.11.1895 directed that their sale proceeds be credited towards the loan of

X

NOTE—Contn sheet.

Serial No.

Rs 10000. The Deputy Commissioner proposes that they may be purchased by Govt at their labelled prices Orders are solicited as to whether their value may as proposed be credited towards the loan.

Submitted for orders.

Sec 19.8.08. SW

Under Secy

19.8.08

What are the articles in the Govt museum Bangalore what is the total cost according to labelled prices? Is it worthwhile for Govt to purchase them at such prices?

The Supdt Govt museum may be requested (u-o) to furnish the information & opinion on the above points

USB 20/8/08

U.O. 716

Forwarded unofficially to the Superintendent, Government Museum for favour of furnishing information and opinion on the points raised above.

By order.

Rayagopalachar

for Secretary

SW/ to Govt. Genl Rev. Deptt.

Note—Contn sheet.

GPB—50 000—17-3-07

1908

From G. N. Krumbiegel Esq.,
Supdt. Mysore Govt. Museum

To K. S. Chandrasekhara Iyer Esq, B.A.B.L.,
Secretary to the Govt of H. H. the Maha-
-raja of Mysore, Govt and Rev. Depts.

Dated 2nd
Despatched
Received
} September 08

General No. 41 } 1908 09.
No.

Enclosure No. 1 Statement

Sir

With reference to File Para No. J 16 dated the 20th ultimo, I have the honor to forward a list of Persian Ahmedabad and Mohammedan articles on hand in the Museum and to state that the prices put upon them are too high to ensure a ready sale. These articles have been here since 8 or 10 years and are in many instances deteriorated. It will not be in the interest of Govt. to purchase them at the labelled prices and I would suggest to either sell them on auction or offer to take them over at 60% reduction, which will allow

of a readjustment of the prices.

I have the honor to be,

Sir,

Your most obt. Servt.

Superintendent.

1

List of articles of belonging to MESSRS.AHMED ALI AND MOHOMED MAKDUM,ARTWARE MANUFACTURERS,MYSORE, on hand on the 24th. August I908.

_____ 00 _____

No.	Name of article	Rate	Amount
I	One Inkstand inlaid with Ivory	-Rs.I8-0-0	Rs.I8-0-0
2	One Penrack ---- do ----------	I0-0-0	I0-0-0
3	One Mirror ---- do ----------	6-0-0	6-0-0
4	One Twine Box -- do ----------	5-0-0	5-0-0
5	Two Twine Boxes -do ----------	6-0-0	I2-0-0
6	Three --DO------ do ----------	4-8-0	I3-8-0
7	One Bookstand --do -------- --	20-0-0	20-0-0
8	One Teapoy ---- do ----------	45-0-0	45-0-0
9	Two Teapoys inlaid with wood -	I8-0-0	36-0-0
		Total Rupees.	I65-8-0

MYSORE GOVERNMENT MUSEUM,
BANGALORE,
24th. August I908.

SUPERINTENDENT.

G. R. S. [illegible]

General and Revenue Secretariat.

File No. 46 of 1908-09.

Serial No.

Submitted for orders with a draft order.
Hcs CW 4/9/08. 4/9/08
may be approved
under Sec'y
SBL 4.9.08

Submd to Sec'y

8090
4-9-1908

CSB
4/9/08

How is this a First Commissioner's subject?
In view of the mandatory nature of the instructions contained in Sec 356 of the Civil Procedure Code, why is Govt Consent asked?

(Under Sec'y)
HWL 10.9.08

I believe the consent of Govt to sell the building has been asked merely as a matter of courtesy.

The points for orders are.

1) Whether the Dy Comm'r may bid for the building at the sale by the Receiver. — A sentence permitting this has since been added to the draft, as it was previously omitted by oversight

2). Whether the curiware articles in the museum may be bought for their labelled price: This has been dealt with in the latter part of the draft.

NOTE—Contn sheet.

GPB—50 000—17-3-07

Serial No.

Since the file has been dealt-
with in Branch III (Contn section)
it was submitted
to the 1st Cr.

More strictly speaking the
questions now dealt with are
connected with the recovery of
the loan granted to Ahmedali
& ~~the~~ should be dealt with in
Br II. If so directed the file will
be transferred to Br II for disposal

1st Cr).

CSB
14/9/08

8190
14-9-08

The file may be so transferred.

Illegible 15 Sept

Forwarded to Br I. for being dealt with

CSB
15/9/08

Illegible

Subd

The amount of the loan with
interest upto 30.6.1908, comes
to Rs: 7826-11-4 in the bank's
books. May the draft issue
K.S. from this Branch
21/9/08 The draft may be
approved.

Illegible
Dewan

The Dewan ap- 23/9/18
proves the draft.
27.9.08

Illegible

Illegible

Illegible

Serial No 2

To the D.C. Mysore, Comptroller & Supdt Govt Museum.
No: H 1770-2 Dy 6/10/08
States that Govt have no objection to the building being sold as proposed by the Deputy Commissioner subject to the Condition of the Govt debt being the first Charge on the Sale proceeds, authorises the Dy Comr to bid for the building up to the Amount at which it has been valued by the P. W. Dept & directs that the Articles supplied by the manufacturer be either bought in for Govt at a reduced price or sold by auction, their value or Sale proceeds being Credited to Govt towards the Amount of debt outstanding against Ahmed Ali & Mahomed Makdum.

GPB—50 000—17-3-07

(11)
Spl Fee 113-08

1907-08 D 987

From

A. Subramanyam, Esq., B.A

Dy. Commissioner,
Mysore District.

To

A. Ranganathaiya, Esq., B.A.B.L.
Secy. to the Govt. of H. H. the Maharaja of Mysore, Gen. & Rev. Depts.

Dated 21 Aug 08
Despatched 22
Received

General No. 40
No. L.A. 37
Enclosure No. 2

Subject.

Submitting Affts & Correspondence regd. from the Public Prosecutor in re the misdemeanour application filed by Ahamed Ali and Mohamed Mukram before the Dt Judge of Mysore and soliciting orders on the points referred to in the above

No.
Enc. No.

OFFICE OF THE Dy Commissioner
MYSORE DISTRICT,
Dated Mysore Camp 17 July 1908.

To

K S Cheluvaraja Iyer Esq., B.A., B.L.,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

SIR,

In forwarding herewith a copy of communication received from the Public Prosecutor together with that of its enclosure and other papers, arent in insolvency application filed before the District Judge of Mysore by Ahamed Ali and Mahomed Muktam, Artware manufacturers in Mysore to whom the Government have granted a loan for the encouragement of Artware industry in the State, I have the honor to state that with the idea of ~~bringing~~ the building on behalf of Government the Executive Engineer Mysore division was asked to estimate the value thereof. His reply shows that the building and site are worth about

Rs 9500 which is almost equal to the amount now due to Government. The building is centrally situated and will be very useful for accommodating such Government offices as are still in need of accommodation. With this view it was intended to propose that the building should be taken over by Government for the money due. As this may not be acceptable to other creditors and may not be permitted by the Court and as the sale by auction will not attach the interest of Government inasmuch as the Government debt will be the first charge on the proceeds, I recommend that the sale of the building as proposed by the Receiver may be permitted and that sanction may also be accorded to offer bids on behalf of Government, with the permission of the Court upto the amount due. If higher bids are offered, Government will get back their money and if no higher bids are offered, Government will get the building at a fair valuation.

As regards the articles in the Bangalore

Museum, I would recommend that if useful, they may be purchased at their labelled prices.

I have the honor to be,

Sir

Your most obedient Servant

Alex Thomson Jr

Senior Assistant Commissioner

In charge of the Division

No. 78. 19th April 1908

Mysore.

From,

The Public Prosecutor

Mysore Division

To,

The Deputy Commissioner

Mysore District

Sir,

In reply to your docket No. 4233 dated 13/15 dt. last regarding the insolvency case filed by Ahmed Ali and Mahomed Maksam, Cutwane Manufacturers, Mysore I have the honor to state that the Court has under Section 352 of the Civil Procedure Code framed a schedule of Creditors and the debts due to them, Government being one of them and has appointed Mr. Lakshmi Narasimmiengar Head minister of the District

purpose Receiver of the Insolvents' property.

The Receiver has now under section 356 of the same Code to convert the said property into money and distribute it as laid down in the said section. He wishes to be informed as to whether Government consent (1) to the Antwerp Manufactory mortgaged to them being sold free from incumbrance on condition of the mortgage debt being the first charge on the sale proceeds and (2) to buy up the articles belonging to the Insolvents now remaining. The Government museum Bangalore for their labelled prices and appropriate the same

towards

forwarded their dues. Neither
is original dated 18th instant
and received today is herewith
submitted for perusal.

I request that I may be
furnished with instructions
on the points indicated in the
Runner's letter.

I have the honor to be,
Sir,
your most obedient Servant.

(S.d). M. Thurmadayagar,
Public Prosecutor.
Mayne Division

cc
Copy

Attorney
Senior Assistant Commissioner
in charge of the Commissioner's Office
Mayne Division

From,

V. G. Lakshmikantaiya Ambaniga &

Head munshi, District Court

Mysore and Reader

to the Assistant Asst in

Mrs: case No. 111 of 1903-04 on

the file of the District Court,

Mysore.

To,

M. Krishna Iyengar Esq.

Public Prosecutor, Mysore

and Advocate on behalf

of Government in the above

mis case.

Sir,

According to the

statement filed by you

on behalf of Government

in this case No 111 of 1903-04

on the file of the District

Judges' Court Mysore,

I have the honour to

request you write the pur-
-suspension of the Court,
to kindly obtain for me
the consent of Government
to sell the Stationary Manu-
factory building belong
-ing to the Insolvents Ahmed
Ali and Mahomed Isak
-deen free from the
encumbrance of Government,
on the condition of the
mortgage debt being the
first charge on the sale
proceeds under Section
295, clause (b) of the Civil
Procedure Code and Rule
of Practice No. 38 dated
29th May 1882, printed
as para 4 on page 70 of
the Civil Digest.

I further beg to request

you to kindly advise Govern-
-ment to buy up the
articles of the Insolvents,
now remaining in the
Government museum,
Bangalore, for their labelled
price and appreciate
the same towards their
dues, as any sale effected
by me as Receiver is not
likely to fetch anything
like their adequate price
and may only end in
loss to all parties concern-
-ed. In case Government
should prefer to buy up
the Articles as suggested
above, I have according
to law, to sell them
myself

myself for what they may fetch in a public auction

I shall feel highly obliged by your kindly getting the views of Govern- -ment on the above two points as early as practi- -cable, as the publication of the Sale can not be made without the informa tion now asked for.

I have the honor to be
Sir,
Your most obedient Servant.
(S.d) V. G. Lakshmiroosentuagar
Head Interpreter
Revenue
Mysore 18.4.08

4
Adgt

Assistant
Re: Assumptions
Mysore Estate

G.R.S. 28]

Pfl. Jud 113-08

File No. ~~4-6-08~~

Serial No. 2

Diary No. of letter replied to 967

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 190

Dated of issue 6—10—08

Signed by [illegible]

READ— Letter No 40/LA 39 dated the 21st July 1908, from the Deputy Commissioner, Mysore District, submitting copies of Correspondence received from the Public Prosecutor, Mysore Division, regarding the insolvency application of Ahmedali and Mahomed Mukdum, Artware manufacturers Mysore, before the District Judge of Mysore, and

ORDER THEREON.—No.

over

SUBJECT

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation Sheet draft form.)

of the Govt debt: being the first charge on the sale proceeds of the articles supplied by the said manufacturers and exposed for sale in the Museum at Bangalore are reported to be too highly priced to secure a ready sale. They may either be bought in by Govt at a 50% reduction of their labelled prices, if the receivers agreeable to this proposal or sold by auction and their value or the sale proceeds credited to Govt towards the amount of debt outstanding against Ahmed ali and Mahomed Mukdum

* The Dy Comm^r is also authorized to bid to the building up to the amount at which it has been valued by the Pw Dept.

C&B
for Secretary.

To
The Deputy Commissioner Mysore Distt.
" Comptroller to Govt
" Superintendent Govt Museum

Dft
Hoz
4/9/08

SW
To S/Mod

2/10